

THIS IS THE BEGINNING OF ADMINISTRATIVE FINE CASE # 3086

1/20/2024 11:00:00



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

2016 JUL 25 PM 10:57

July 25, 2016

SENSITIVE

MEMORANDUM

TO: The Commission

THROUGH: Alec Palmer
Staff Director *AP*

FROM: Patricia C. Orrock *PCO*
Chief Compliance Officer

Debbie Chacona *DC*
Assistant Staff Director
Reports Analysis Division

BY: *WF* Kristin D. Roser/Ben Holly *B.H.*
Reports Analysis Division
Compliance Branch

SUBJECT: Reason To Believe Recommendation – 2016 12 Day Pre-Primary
Report (Nevada) for the Administrative Fine Program

Attached is the name of a political committee and its treasurer who failed to timely file the 2016 12 Day Pre-Primary Report for the Nevada Primary Election in accordance with 52 U.S.C. § 30104(a). The 12 Day Pre-Primary Report was due on June 2, 2016 and the Primary Election was held on June 14, 2016.

The committee listed on the attached RTB Circulation Report failed to file the election sensitive report by the required due date. Election sensitive reports filed more than four days prior to the election are considered late, and reports not filed more than four days prior to the election are considered not filed. In accordance with the schedule of civil money penalties for reports at 11 CFR § 111.43, the committee should be assessed the civil money penalty highlighted on the attached circulation report.

An explanation of the civil money penalty calculation for the committee that failed to file the report is outlined below:

The committee (AF 3086) represents a candidate that participated in the 2016 Primary in Nevada's House Race. The committee was required to file a 2016 12 Day Pre-Primary Report (12P) covering April 1, 2016 through May 25, 2016 (55 days). However,

the committee filed a 2016 July Quarterly Report on July 16, 2016 covering April 1, 2016 through June 30, 2016. As such, activity prior to May 26, 2016 that was disclosed on the 2016 July Quarterly Report was used to calculate the level of activity for the required 2016 12 Day Pre-Primary Report (12P).

Recommendation

1. Find reason to believe that the political committee and its treasurer, in her official capacity, listed on the RTB Circulation Report violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the RTB Circulation Report.
2. Send the appropriate letter.

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Federal Election Commission
Reason to Believe Circulation Report
2016 PRE-PRIMARY Election Sensitive 06/02/2016 AUTH (NV)

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
3086	C00559492	ANNETTE TEIJEIRO FOR CONGRESS	ANNETTE TEIJEIRO	ANNETTE TEIJEIRO	\$174,356	0	7/16/2016	Not Filed	\$18,374 (est)	\$1,090

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Reason To Believe Recommendation 2016)
12 Day Pre-Primary Report (Nevada) for)
the Administrative Fine Program:)
ANNETTE TEIJEIRO FOR CONGRESS,) AF# 3086
and TEIJEIRO, ANNETTE as treasurer;)

CERTIFICATION

I, Shawn Woodhead Werth, Secretary and Clerk of the Federal Election Commission, do hereby certify that on July 26, 2016 the Commission took the following actions on the Reason To Believe Recommendation 2016 12 Day Pre-Primary Report (Nevada) for the Administrative Fine Program as recommended in the Reports Analysis Division's Memorandum dated July 25, 2016, on the following committees:

AF#3086 Decided by a vote of 6-0 to: (1) find reason to believe that ANNETTE TEIJEIRO FOR CONGRESS, and TEIJEIRO, ANNETTE in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

Attest:

July 27, 2016
Date

Shawn Woodhead Werth
Shawn Woodhead Werth
Secretary and Clerk of the Commission



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

July 27, 2016

Annette Teijeiro, in official capacity as Treasurer
Annette Teijeiro for Congress
1916 Houston Drive
Las Vegas, NV 89104

C00559492
AF#: 3086

Dear Ms. Teijeiro:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file a 12 Day Pre-Primary Report of Receipts and Disbursements in any calendar year during which there is a regularly scheduled election for which the candidate is seeking election or nomination for election. This report, covering the period April 1, 2016 through May 25, 2016, shall be filed no later than June 2, 2016. 52 U.S.C. § 30104(a). Because records at the Commission indicate that you did not file this report prior to four (4) days before the election, the report is considered not filed for the purpose of calculating the civil money penalty.

The Act permits the FEC to impose civil money penalties for violations of the reporting requirements of 52 U.S.C. § 30104(a). 52 U.S.C. § 30109g(a)(4). On July 26, 2016, the FEC found that there is reason to believe ("RTB") that Annette Teijeiro for Congress and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a) by failing to file timely this report on or before June 2, 2016. Based on the FEC's schedules of civil money penalties at 11 C.F.R. § 111.43, the amount of your civil money penalty calculated at the RTB stage is \$1,090. Please see the attached copy of the Commission's administrative fine regulations at 11 C.F.R. §§ 111.30-111.46. Attachment 1. The Commission's website contains further information about how the administrative fine program works and how the fines are calculated. See <http://www.fec.gov/af/af.shtml>. 11 C.F.R. § 111.34. Your payment of \$1,090 is due within forty (40) days of the finding, or by September 4, 2016, and is based on these factors:

Election Sensitivity of Report: Election Sensitive

Level of Activity: \$18,374

Number of Days Late: Not Filed (reports not filed prior to four (4) days before the Primary Election held on June 14, 2016 are considered not filed for the purpose of calculating the penalty)

Number of Previous Civil Money Penalties Assessed: 0

At this juncture, the following courses of action are available to you:

1. If You Choose to Challenge the RTB Finding and/or Civil Money Penalty

If you should decide to challenge the RTB finding and/or calculated civil money penalty, you must submit a written response to the FEC's Office of Administrative Review, 999 E Street, NW, Washington, DC 20463. Your response must include the AF# (found at the top of page 1 under your committee's identification number) and be received within forty (40) days of the Commission's RTB finding, or September 4, 2016. 11 CFR § 111.35(a). Your written response must include the reason(s) why you are challenging the RTB finding and/or calculated civil money penalty, and must include the factual basis supporting the reason(s) and supporting documentation. The FEC strongly encourages that documents be submitted in the form of affidavits or declarations. 11 CFR § 111.36(c).

The FEC will only consider challenges that are based on at least one of three grounds: (1) a factual error in the RTB finding; (2) miscalculation of the calculated civil money penalty by the FEC; or (3) your demonstrated use of best efforts to file in a timely manner when prevented from doing so by reasonably unforeseen circumstances that were beyond your control. 11 CFR § 111.35(b). In order for a challenge to be considered on the basis of best efforts, you must have filed the required report no later than 24 hours after the end of these reasonably unforeseen circumstances. *Id.* Examples of circumstances that will be considered reasonably unforeseen and beyond your control include, but are not limited to: (1) a failure of Commission computers or Commission-provided software despite your seeking technical assistance from Commission personnel and resources; (2) a widespread disruption of information transmissions over the Internet that is not caused by a failure of the Commission's or your computer systems or Internet service provider; and (3) severe weather or other disaster-related incident. 11 CFR § 111.35(c). Examples of circumstances that will not be considered reasonably unforeseen and beyond your control include, but are not limited to: (1) negligence; (2) delays caused by vendors or contractors; (3) treasurer and staff illness, inexperience or unavailability; (4) committee computer, software, or Internet service provider failures; (5) failure to know filing dates; and (6) failure to use filing software properly. 11 CFR § 111.35(d).

The "failure to raise an argument in a timely fashion during the administrative process shall be deemed a waiver" of your right to present such argument in a petition to the U.S. District Court under 52 U.S.C. § 30109. 11 CFR § 111.38.

If you intend to be represented by counsel, please advise the Office of Administrative Review. You should provide, in writing, the name, address and telephone number of your counsel and authorize counsel to receive notifications and communications relating to this challenge and imposition of the calculated civil money penalty.

2. If You Choose Not to Pay the Civil Money Penalty and Not to Submit a Challenge

If you do not pay the calculated civil money penalty and do not submit a written response, the FEC will assume that the preceding factual allegations are true and make a final determination that Annette Tejreiro for Congress and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess a civil money penalty.

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA"), as amended by the Debt Collection Improvement Act of 1996, 31 U.S.C. § 3701 *et seq.* The FEC may take any and all appropriate

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action authorized and required by the DCA, as amended, including transfer to the U.S. Department of the Treasury for collection. 11 CFR § 111.51(a)(2).

3. If You Choose to Pay the Civil Money Penalty

If you should decide to pay the calculated civil money penalty, follow the payment instructions on page 4 of this letter. Upon receipt of your payment, the FEC will send you a final determination letter.

NOTICE REGARDING PARTIAL PAYMENTS AND SETTLEMENT OFFERS

4. Partial Payments

If you make a payment in an amount less than the calculated civil money penalty, the amount of your partial payment will be credited towards the full civil money penalty that the Commission assesses upon making a final determination.

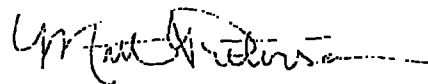
5. Settlement Offers

Any offer to settle or compromise a debt owed to the Commission, including a payment in an amount less than the calculated civil money penalty assessed or any restrictive endorsements contained on your check or money order or proposed in correspondence transmitted with your check or money order, will be rejected. Acceptance and deposit or cashing of such a restricted payment does not constitute acceptance of the settlement offer. Payments containing restrictive endorsements will be deposited and treated as a partial payment towards the civil money penalty that the Commission assesses upon making a final determination. All unpaid civil money penalty amounts remaining will be subject to the debt collection procedures set forth in Section 2, above.

This matter was generated based on information ascertained by the FEC in the normal course of carrying out its supervisory responsibilities. 52 U.S.C. § 30109(a)(2). Unless you notify the FEC in writing that you wish the matter to be made public, it will remain confidential in accordance with 52 U.S.C. § 30109(a)(4)(B) and 30109(a)(12)(A) until it is placed on the public record at the conclusion of this matter in accordance with 11 CFR § 111.42.

As noted earlier, you may obtain additional information on the FEC's administrative fine program, including the final regulations, on the FEC's website at <http://www.fec.gov/af/af.shtml>. If you have questions regarding the payment of the calculated civil money penalty, please contact Ben Holly in the Reports Analysis Division at our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130. If you have questions regarding the submission of a challenge, please contact the Office of Administrative Review at our toll free number (800) 424-9530 (press 0, then ext. 1660) or (202) 694-1660.

On behalf of the Commission,



Matthew S. Petersen
Chair

ADMINISTRATIVE FINE REMITTANCE & PAYMENT INSTRUCTIONS

In accordance with the schedule of penalties at 11 CFR § 111.43, the amount of your civil money penalty calculated at RTB is \$1,090 for the 2016 Pre-Primary Report.

You may remit payment by ACH withdrawal from your bank account, or by debit or credit card through Pay.gov, the federal government's secure portal for online collections. Visit www.fec.gov/af/pay.shtml to be directed to Pay.gov's Administrative Fine Program Payment form.

This penalty may also be paid by check or money order, made payable to the Federal Election Commission. It should be sent by mail to:

Federal Election Commission
P.O. Box 979058
St. Louis, MO 63197-9000

If you choose to send your payment by courier or overnight delivery, please send to:

U.S. Bank - Government Lockbox
FEC #979058
1005 Convention Plaza
Attn: Government Lockbox, SL-MO-C2GL
St. Louis, MO 63101

PAYMENTS BY PERSONAL CHECK

Personal checks will be converted into electronic funds transfers (EFTS). Your account will be electronically debited for the amount on your check, usually within 24 hours, and the debit will appear on your regular statement. We will destroy your original check and keep a copy of it. In case the EFT cannot be processed for technical reasons, you authorize us to process the copy in lieu of the original check. Should the EFT not be completed because of insufficient funds, we may try to make the transfer twice.

PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT

FOR: Annette Teijeiro for Congress

FEC ID#: C00559492

AF#: 3086

PAYMENT DUE DATE: September 4, 2016

PAYMENT AMOUNT DUE: \$1,090

17062411949

August 30, 2016

Federal Election Commission
P.O. Box 979058
St. Louis, MO 63197-9000

AF# 3086

Dear Mr. Peterson et al:

First, we would like to apologize for any confusion on our part and wish further clarification as to why a fine was assessed in such a small campaign. FEC rules are not as straightforward as some may think. It seems that although we did file our Quarterly Report on time there is some confusion as to the requirement to file a June 2, 2016 report as well. We thought we complied with your agency as our small contributions and human resources permitted.

Here are some of the areas of confusion, and with much sacrifice, we still enclosed the maximum payment we could calculate as due. According to your own public listings, our campaign only received \$14,317 in receipts as of June 30, 2016. We do not understand where you calculated our level of activity as \$18,374 for a June 2, 2016 report. We also do not understand the assessment of the larger \$1,090 fine since the table provided states the fine should calculate out to be anywhere from \$317 to \$550.

Enclosed you will find a check for \$550 as a settlement offer. We do not have endless amounts of funds and are in debt at this time.

We are also very curious as to the lack of penalties and accountability assessed to white males running in this same election. By your public data, it is shown that these other candidates accepted large corporate contributions (not federal PACs), and upon further scrutiny contributions that if assigned to the owners of stated corporations, would be in excess of the maximum allowed individual contributions limits per person. How is it that these public violations were not addressed?

Our supporters wonder, should the FEC requirements be imposed equally to all candidates regardless of race, gender or notoriety? If you wish further elucidation of the large sums under question, we can encourage those that reviewed the public listings for FEC filings, to understand how a fine was imposed, to provide you with that information. Their revelations to us seem very disturbing in light of the huge amounts collected in these other campaigns. You may contact our candidate, who will be in Washington D.C the second week of September, at

We look forward to your understanding and resolution,

Annette Teijeiro for Congress
C00559492



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

November 3, 2016

**REVIEWING OFFICER RECOMMENDATION
OFFICE OF ADMINISTRATIVE REVIEW ("OAR")**

AF# 3086 – Annette Teijeiro for Congress and Annette Teijeiro, in her official capacity as Treasurer (C00559492)

Summary of Recommendation

Make a final determination that Annette Teijeiro for Congress and Annette Teijeiro, in her official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a \$1,090 civil money penalty.

Reason-to-Believe Background

The 2016 Nevada Pre-Primary Report covering the period of April 1, 2016 through May 25, 2016 was due on June 2, 2016. The Committee filed the 2016 July Quarterly Report covering April 1, 2016 through June 30, 2016 on July 16, 2016. The Pre-Primary Report is election sensitive and was not filed prior to four days before the Nevada Primary Election held on June 14, 2016; therefore, the report is considered not filed. 11 C.F.R. §§ 111.43(d)(1) and (e)(2).

On July 26, 2016, the Commission found reason to believe ("RTB") that the respondents violated 52 U.S.C. § 30104(a) for failing to timely file the 2016 Pre-Primary Report and made a preliminary determination that the civil money penalty was \$1,090 based on the schedule of penalties at 11 C.F.R. § 111.43. A letter was mailed to the respondents' address of record from the Reports Analysis Division ("RAD") on July 27, 2016 to notify them of the Commission's RTB finding and civil money penalty.

Legal Requirements

The Federal Election Campaign Act ("Act") states that the treasurer of a principal campaign committee shall file a pre-election report no later than 12 days before any primary election in which the candidate seeks election. 52 U.S.C. § 30104(a)(2)(A)(i) and 11 C.F.R. § 104.5(a)(2)(i). Reports electronically filed must be received and validated at or before 11:59 pm Eastern Standard/Daylight Time on the filing deadline to be timely filed. 11 C.F.R. §§ 100.19(c) and 104.5(e). The treasurer shall be personally responsible for the timely filing of reports. 11 C.F.R. § 104.14(d).

Summary of Respondents' Challenge

On September 8, 2016, the Commission received the written response ("challenge") from the respondents. The challenge explains there is confusion with respect to the Committee's Pre-Primary reporting requirement and the calculation of the civil money penalty. The respondents also express their opinion that the Commission does not equally enforce compliance to all candidates.

The respondents further explain that "[the] campaign only received \$14,317 in receipts as of June 30, 2016." They also believe the penalty should not exceed \$550 based on the schedule of penalties and include a payment of that amount "as a settlement offer." The respondents state that funds are limited, and they are currently in debt.

Analysis

The respondents were required to file the 2016 Nevada Pre-Primary Report covering the period of April 1, 2016 through May 25, 2016 by June 2, 2016. Instead, the Committee filed the 2016 July Quarterly Report covering April 1, 2016 through June 30, 2016 on July 16, 2016.

The respondents indicate they were not aware the Committee was required to file the 2016 Nevada Pre-Primary Report. However, the Commission sent multiple emails to the respondents regarding the 2016 Nevada Pre-Primary Report. On May 11, 2016, the Commission's Information Division sent an email regarding the filing requirement to drannettet@gmail.com, the email address listed on the Committee's Statement of Organization. On June 3, 2016, the day following the filing deadline, RAD sent the non-filer notification to the same email address. Also on June 3, 2016, EFO sent the late notification email to the same email address. Therefore, the respondents should have been aware of the 2016 Nevada Pre-Primary Report filing requirement.

For an authorized committee of a candidate, the level of activity is the total amount of receipts and disbursements for the period covered by the late report. 11 C.F.R. § 111.43(d)(3). According to RAD's RTB Recommendation to the Commission dated July 25, 2016, the level of activity was determined by extracting the relevant activity from the Committee's 2016 July Quarterly Report. First, the Commission takes the sum of all itemized receipts and disbursements that should have been disclosed on the Pre-Primary Report. The report disclosed \$16,962.95 in itemized activity for the Pre-Primary coverage period. Second, a per diem level of unitemized activity is calculated by multiplying the total amount of unitemized activity on the report by 60% (55 days in Pre-Primary coverage period/91 days in July Quarterly coverage period). The report disclosed \$2,312.36 in unitemized activity, resulting in a level of unitemized activity for the Pre-Primary Report of \$1,387.78. Third, the Commission takes the sum of the amounts calculated in steps one and two to arrive at the level of activity assigned to the Pre-Primary Report, \$18,350.72.¹

¹ At RTB, the unitemized portion of the LOA was incorrectly calculated using 90 days in the July Quarterly coverage period. The Reviewing Officer recommends adjusting the LOA to \$18,350.72.

In response to their request to settle for a \$550 civil money penalty, the Reviewing Officer notes that the Commission will only modify a proposed civil money penalty if the respondents are able to demonstrate that the amount of the proposed civil money penalty was calculated on an incorrect basis. 11 C.F.R § 111.37(c). The Reviewing Officer confirms that the \$1,090 civil money penalty assessed at RTB was calculated correctly in accordance with the schedule of penalties at 11 C.F.R § 111.43(b). For respondents with no previous violations, and the level of activity bracket of \$10,000 - \$24,999.99, the civil money penalty is $\$1,090 \times [1 + (.25 \times 0 \text{ previous penalties})]$ or \$1,090.

While the Reviewing Officer is sympathetic to the respondents' financial hardships, failure to know filing dates is included at 11 C.F.R. § 111.35(d) as an example of a circumstance that will not be considered reasonably unforeseen and beyond the respondents' control. Their challenge fails to adequately address any of the three valid grounds at 11 C.F.R § 111.35(b). These are: (i) the RTB finding is based on factual errors; and/or (ii) the improper calculation of the civil money penalty; and/or (iii) they used best efforts to file on time but were prevented from doing so by reasonably unforeseen circumstances that were beyond their control and they filed the report no later than 24 hours after the end of these circumstances. 11 C.F.R. § 111.35(b). Therefore, the Reviewing Officer recommends that the Commission make a final determination that the respondents violated 52 U.S.C. § 30104(a) and assess a \$1,090 civil money penalty.²

OAR Recommendations

- 1) Adopt the Reviewing Officer recommendation for AF# 3086 involving Annette Teijeiro for Congress and Annette Teijeiro, in her official capacity as Treasurer, in making the final determination; and
- 2) Make a final determination in AF# 3086 that Annette Teijeiro for Congress and Annette Teijeiro, in her official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a \$1,090 civil money penalty; and
- 3) Send the appropriate letter.

Attachments

Attachment 1 – Challenge Received from Respondents
Attachment 2 –
Attachment 3 –
Attachment 4 – Declaration from RAD
Attachment 5 –
Attachment 6 – Declaration from OAR

² The respondents' payment of \$550 was deposited and will be treated as a partial payment towards the civil money penalty that the Commission assesses upon making a final determination.

DECLARATION OF KRISTIN D. ROSER

1. I am the Chief of the Compliance Branch for the Reports Analysis Division of the Federal Election Commission ("Commission"). In my capacity as Chief of the Compliance Branch, I oversee the initial processing of the Administrative Fine Program. I make this declaration based on my personal knowledge and, if called upon as a witness, could and would testify competently to the following matters.
2. It is the practice of the Reports Analysis Division to document all calls to or from committees regarding a letter they receive or any questions relating to the FECFile software or administrative fine regulations, including due dates of reports and filing requirements.
3. I hereby certify that documents identified herein are true and accurate copies of the following sent by the Commission to Annette Teijeiro for Congress:
 - A) Non-Filer Letter, dated June 3, 2016, referencing the 2016 12 Day Pre-Primary Report (sent via electronic mail to: drannettet@gmail.com);
 - B) Reason-to-Believe Letter, dated July 27, 2016 referencing the 2016 12 Day Pre-Primary Report (sent via overnight mail to the address of record).
4. I hereby certify that I have searched the Commission's public records and find that Annette Teijeiro for Congress filed the 2016 July Quarterly Report, covering April 1, 2016 through June 30, 2016 with the Commission on July 16, 2016. In addition, Annette Teijeiro for Congress has not filed the 2016 12 Day Pre-Primary Report with the Commission.
5. Pursuant to 28 U.S.C. 1746, I declare under penalty of perjury that the foregoing is true and correct and that all relevant telccoms for the matter have been provided. This declaration was executed at Washington, D.C. on the 16th day of September, 2016.

Kristin D. Roser
Kristin D. Roser
Chief, Compliance Branch
Reports Analysis Division
Federal Election Commission



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-7

June 3, 2016

TEIJEIRO, ANNETTE, TREASURER
ANNETTE TEIJEIRO FOR CONGRESS
1916 HOUSTON DRIVE
LAS VEGAS, NV 89104

IDENTIFICATION NUMBER: C00559492

REFERENCE: PRE-PRIMARY REPORT (04/01/2016 - 05/25/2016)

Dear Treasurer:

It has come to the attention of the Federal Election Commission that you may have failed to file the above referenced report of receipts and disbursements as required by the Federal Election Campaign Act, as amended. 52 U.S.C. §30104(a)

You will be allowed until 5:00 pm est on the fourth (4th) business day from the date of this notice to file this report to avoid publication. If you have already filed the report by express, certified or registered mail or are planning to file it within four (4) business days from the date of this notice, please notify us immediately of the certified, registered or express tracking number and the date that the report was sent.

The report must be filed with the Federal Election Commission, 999 E Street, N.W., Washington, DC 20463 for House candidates, or the Secretary of the Senate, 232 Hart Senate Office Building, Washington, DC 20510 (if sent via overnight delivery service) or Senate Office of Public Records, P.O. Box 77578, Washington, DC 20013-7578 (if sent via USPS) for Senate Candidates. Please note that electronic filers must submit their reports electronically, as per 11 CFR §104.18. A copy of the report must also be filed with the Secretary of State or equivalent State officer unless the state is exempt from the federal requirement to receive and maintain paper copies. You can verify the Commission's receipt of any documents submitted by your committee on the FEC website at www.fec.gov.

In addition, the failure to timely file this report may result in civil money penalties, an audit or other legal enforcement action. The civil money penalty calculation for late reports does not include a grace period and begins on the day following the due date for the report.

ANNETTE TEIJEIRO FOR CONGRESS

Page 2 of 2

If you have any questions regarding this matter, please contact David Garr in the Reports Analysis Division on our toll-free number (800)424-9530. The Analyst's direct number is (202)694-1137.

Sincerely,

Debbie Chacona

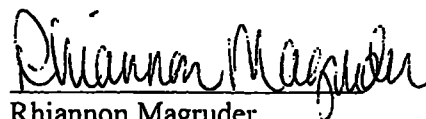
Deborah Chacona
Assistant Staff Director
Reports Analysis Division

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DECLARATION OF RHIANNON MAGRUDER

- 1) I am the Reviewing Officer in the Office of Administrative Review for the Federal Election Commission ("Commission"). In my capacity as Reviewing Officer, I conduct research with respect to all challenges submitted in accordance with the Administrative Fine program.
- 2) A principal campaign committee shall file a pre-election report no later than 12 days before any primary election in which the candidate seeks election. Reports filed electronically must be received and validated at or before 11:59 pm, Eastern Standard/Daylight Time on June 2, 2016 for the 2016 Nevada Pre-Primary Report to be timely filed.
- 3) I hereby certify that I have searched the Commission's public records and that the documents identified herein are the true and accurate copies of:
 - a) Page 1 of the Amended Statement of Organization filed by Annette Teijeiro for Congress and Annette Teijeiro, in her official capacity as Treasurer on July 14, 2014. The filing discloses drannettet@gmail.com as the Committee's email address.
 - b) Cover page, Summary Page, and Detailed Summary Pages of the Amended 2016 July Quarterly Report filed by Annette Teijeiro for Congress and Annette Teijeiro, in her official capacity as Treasurer. The report includes the 2016 Nevada Pre-Primary Report coverage period of April 1, 2016 through May 25, 2016 and was electronically filed on July 16, 2016.
- 4) Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed at Washington, D.C. on the 3rd day of November, 2016.



Rhiannon Magruder
Reviewing Officer
Office of Administrative Review
Federal Election Commission

**FEC
FORM 1**

STATEMENT OF ORGANIZATION

Office Use Only

1. NAME OF
COMMITTEE (in full)(Check if name
is changed)Example: If typing, type
over the lines.

12FE4M5

ANNETTE TEIJEIRO FOR CONGRESS

ADDRESS (number and street)

◀ (Check if address
is changed)

1916 HOUSTON DRIVE

LAS VEGAS

CITY ▲

NV

STATE ▲

89104

ZIP CODE ▲

COMMITTEE'S E-MAIL ADDRESS

✕ ◀ (Check if address
is changed)

drannettet@gmail.com

Optional Second E-Mail Address

COMMITTEE'S WEB PAGE ADDRESS (URL)

◀ (Check if address
is changed)

2. DATE 07 14 2014

3. FEC IDENTIFICATION NUMBER ▶ C C00559492

4. IS THIS STATEMENT ✕ NEW (N) OR AMENDED (A)

I certify that I have examined this Statement and to the best of my knowledge and belief it is true, correct and complete.

Type or Print Name of Treasurer Melissa Kinzley

Signature of Treasurer

Melissa Kinzley

[Electronically Filed]

Date

07

14

2014

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Statement to the penalties of 2 U.S.C. §437g.
ANY CHANGE IN INFORMATION SHOULD BE REPORTED WITHIN 10 DAYS.

Office
Use
Only

For further information contact:
Federal Election Commission
Toll Free 800-424-9530
Local 202-694-1100

FEC FORM 1
(Revised 06/2012)

**FEC
FORM 3****REPORT OF RECEIPTS
AND DISBURSEMENTS**

For An Authorized Committee

Office Use Only

1. NAME OF COMMITTEE (in full) TYPE OR PRINT ▼ Example: If typing, type over the lines. 12FE4M5

ANNETTE TEIJEIRO FOR CONGRESS

ADDRESS (number and street) ▼

1916 HOUSTON DRIVE

Check if different
than previously
reported. (ACC)

LAS VEGAS

NV

89104

2. FEC IDENTIFICATION NUMBER ▼

C C00559492

CITY ▲

STATE ▲

ZIP CODE ▲

STATE ▼ DISTRICT

3. IS THIS
REPORTNEW
(N)

OR

X

AMENDED
(A)

NV

01

4. TYPE OF REPORT (Choose One)

(a) Quarterly Reports:

April 15 Quarterly Report (Q1)

X July 15 Quarterly Report (Q2)

October 15 Quarterly Report (Q3)

January 31 Year-End Report (YE)

Termination Report (TER)

(b) 12-Day PRE-Election Report for the:

Primary (12P)

General (12G)

Runoff (12R)

Convention (12C)

Special (12S)

Election on

in the
State of

(c) 30-Day POST-Election Report for the:

General (30G)

Runoff (30R)

Special (30S)

Election on

in the
State of

5. Covering Period 04 01 2016 through 06 30 2016

I certify that I have examined this Report and to the best of my knowledge and belief it is true, correct and complete.

Type or Print Name of Treasurer Steven Sertich

Signature of Treasurer Steven Sertich

[Electronically Filed]

Date

07

15

2016

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 2 U.S.C. §437g.

Office
Use
Only**FEC FORM 3**
(Revised 02/2003)

FEC Form 3 (Revised 02/2003)

SUMMARY PAGE

of Receipts and Disbursements

PAGE 2 / 32

Write or Type Committee Name

ANNETTE TEIJEIRO FOR CONGRESS

Report Covering the Period: From: 04 01 2016 To: 06 30 2016

	COLUMN A This Period	COLUMN B Election Cycle-to-Date
6. Net Contributions (other than loans)		
(a) Total Contributions (other than loans) (from Line 11(e))	11817.97	46563.67
(b) Total Contribution Refunds (from Line 20(d))	0.00	0.00
(c) Net Contributions (other than loans) (subtract Line 6(b) from Line 6(a))	11817.97	46563.67
7. Net Operating Expenditures		
(a) Total Operating Expenditures (from Line 17)	25694.34	49149.41
(b) Total Offsets to Operating Expenditures (from Line 14)	0.00	0.00
(c) Net Operating Expenditures (subtract Line 7(b) from Line 7(a))	25694.34	49149.41
8. Cash on Hand at Close of Reporting Period (from Line 27)	98199.77	
9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)	0.00	
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D)	111836.24	

For further information contact:

Federal Election Commission
999 E Street, NW
Washington, DC 20463

Toll Free 800-424-9530
Local 202-694-1100

DETAILED SUMMARY PAGE of Receipts

FEC Form 3 (Revised 12/2003)

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Write or Type Committee Name

ANNETTE TEIJEIRO FOR CONGRESS

Report Covering the Period: From: 04 01 2016 To: 06 30 2016

I. RECEIPTS	COLUMN A Total This Period	COLUMN B Election Cycle-to-Date
11. CONTRIBUTIONS (other than loans) FROM:		
(a) Individuals/Persons Other Than Political Committees		
(i) Itemized (use Schedule A)	5125.00	24774.48
(ii) Unitemized	1617.97	16683.08
(iii) TOTAL of contributions from individuals	6742.97	41457.56
(b) Political Party Committees	0.00	0.00
(c) Other Political Committees (such as PACs)	5075.00	5075.00
(d) The Candidate	0.00	31.11
(e) TOTAL CONTRIBUTIONS (other than loans) (add Lines 11(a)(iii), (b), (c), and (d))..	11817.97	46563.67
12. TRANSFERS FROM OTHER AUTHORIZED COMMITTEES	0.00	0.00
13. LOANS:		
(a) Made or Guaranteed by the Candidate	2500.00	103812.09
(b) All Other Loans	0.00	0.00
(c) TOTAL LOANS (add Lines 13(a) and (b))	2500.00	103812.09
14. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)	0.00	0.00
15. OTHER RECEIPTS (Dividends, Interest, etc.)	0.00	50.00
16. TOTAL RECEIPTS (add Lines 11(e), 12, 13(c), 14, and 15) (Carry Total to Line 24, page 4)	14317.97	150425.76

DETAILED SUMMARY PAGE of Disbursements

FEC Form 3 (Revised 02/2003)

PAGE 4 / 32

II. DISBURSEMENTS	COLUMN A Total This Period	COLUMN B Election Cycle-to-Date
17. OPERATING EXPENDITURES.....	25694.34	49149.41
18. TRANSFERS TO OTHER AUTHORIZED COMMITTEES	0.00	0.00
19. LOAN REPAYMENTS:		
(a) Of Loans Made or Guaranteed by the Candidate.....	0.00	95000.00
(b) Of All Other Loans	0.00	0.00
(c) TOTAL LOAN REPAYMENTS (add Lines 19(a) and (b)).....	0.00	95000.00
20. REFUNDS OF CONTRIBUTIONS TO:		
(a) Individuals/Persons Other Than Political Committees	0.00	0.00
(b) Political Party Committees.....	0.00	0.00
(c) Other Political Committees (such as PACs).....	0.00	0.00
(d) TOTAL CONTRIBUTION REFUNDS (add Lines 20(a), (b), and (c)).....	0.00	0.00
21. OTHER DISBURSEMENTS	0.00	0.00
22. TOTAL DISBURSEMENTS (add Lines 17, 18, 19(c), 20(d), and 21) ►	25694.34	144149.41

III. CASH SUMMARY

23. CASH ON HAND AT BEGINNING OF REPORTING PERIOD.....	109576.14
24. TOTAL RECEIPTS THIS PERIOD (from Line 16, page 3).....	14317.97
25. SUBTOTAL (add Line 23 and Line 24).....	123894.11
26. TOTAL DISBURSEMENTS THIS PERIOD (from Line 22).....	25694.34
27. CASH ON HAND AT CLOSE OF REPORTING PERIOD (subtract Line 26 from Line 25).....	98199.77



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

2016 DEC -7 08:11:21

SENSITIVE

December 7, 2016

MEMORANDUM

To: The Commission

Through: Alec Palmer *AP*
Staff Director

From: Patricia C. Orrock *PCO*
Chief Compliance Officer

Rhiannon Magruder *PCO*
Reviewing Officer
Office of Administrative Review

Subject: Final Determination Recommendation in AF# 3086 – Annette Teijeiro for Congress and Annette Teijeiro, in her official capacity as Treasurer (C00559492)

On July 26, 2016, the Commission found reason to believe ("RTB") that the respondents violated 52 U.S.C. § 30104(a) for failing to timely file the 2016 Nevada Pre-Primary Report and made a preliminary determination that the civil money penalty was \$1,090 based on the schedule of penalties at 11 C.F.R. § 111.43.

On September 8, 2016, the Commission received their written response ("challenge"). After reviewing the challenge, the Reviewing Officer Recommendation ("ROR") dated November 3, 2016 was forwarded to the Commission, a copy was forwarded to the respondents, and is hereby incorporated by reference. The Reviewing Officer recommended that the Commission make a final determination that the respondents violated 52 U.S.C. § 30104(a) and assess a \$1,090 civil money penalty.

Within 10 days of transmittal of the recommendation, they may file a written response with the Commission Secretary which may not raise any arguments not raised in their challenge or not directly responsive to the ROR. 11 C.F.R. § 111.36(f). To date, a response has not been received.

OAR Recommendations

- 1) Adopt the Reviewing Officer recommendation for AF# 3086 involving Annette Teijeiro for Congress and Annette Teijeiro, in her official capacity as Treasurer, in making the final determination; and
- 2) Make a final determination in AF# 3086 that Annette Teijeiro for Congress and Annette Teijeiro, in her official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a \$1,090 civil money penalty; and
- 3) Send the appropriate letter.

170827-1155

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) AF 3086
Final Determination Recommendation:)
Annette Teijeiro for Congress and)
Annette Teijeiro, in her official capacity)
as Treasurer (C00559492))

CERTIFICATION

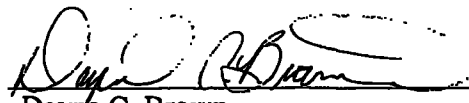
I, Dayna C. Brown, Acting Secretary and Clerk of the Federal Election Commission, do hereby certify that on January 09, 2017, the Commission decided by a vote of 6-0 to take the following actions in AF# 3086:

1. Adopt the Reviewing Officer Recommendation for AF# 3086 involving Annette Teijeiro for Congress and Annette Teijeiro, in her official capacity as Treasurer, in making the final determination.
2. Make a final determination in AF# 3086 that Annette Teijeiro for Congress and Annette Teijeiro, in her official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a \$1,090 civil money penalty.
3. Send the appropriate letter.

Commissioners Goodman, Hunter, Petersen, Ravel, Walther and Weintraub voted affirmatively for the decision.

Attest:

January 9, 2017
Date


Dayna C. Brown
Acting Secretary and Clerk of the
Commission



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

January 11, 2017

Annette Teijeiro, Treasurer
Annette Teijeiro for Congress
1916 Houston Dr.
Las Vegas, NV 89104

C00559492
AF#: 3086

Dear Ms. Teijeiro:

On July 26, 2016, the Federal Election Commission ("the Commission") found reason to believe ("RTB") that Annette Teijeiro for Congress and you, in your official capacity as Treasurer, violated 52 U.S.C. § 30104(a) for failing to file the 2016 Pre-Primary Report. By letter dated July 27, 2016, the Commission sent notification of the RTB finding that included a civil money penalty calculated at RTB of \$1,090 in accordance with the schedule of penalties at 11 C.F.R. § 111.43. On September 8, 2016, the Office of Administrative Review received your written response challenging the RTB finding.

The Reviewing Officer reviewed the Commission's RTB finding with its supporting documentation and your written response. Based on this review, the Reviewing Officer recommended that the Commission make a final determination that Annette Teijeiro for Congress and you, in your official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a civil money penalty in the amount of \$1,090 in accordance with 11 C.F.R. § 111.43. The Reviewing Officer Recommendation was sent to you on November 3, 2016.

On January 9, 2017, the Commission adopted the Reviewing Officer's recommendation and made a final determination that Annette Teijeiro for Congress and you, in your official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assessed a civil money penalty in the amount of \$1,090. A copy of the Final Determination Recommendation is attached.

At this juncture, the following courses of action are available to you:

1. If You Choose to Appeal the Final Determination and/or Civil Money Penalty

If you choose to appeal the final determination, you should submit a written petition, within 30 days of receipt of this letter, to the U.S. District Court for the district in which the committee or you reside, or transact business, requesting that the final determination be modified or set aside. See 52 U.S.C. § 30109(a)(4)(C)(iii). Your failure to raise an argument in a timely

fashion during the administrative process shall be deemed a waiver of the respondents' right to present such argument in a petition to the district court under 52 U.S.C. § 30109. 11 CFR § 111.38.

2. If You Choose Not to Pay the Civil Money Penalty and Not to Appeal

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA") as amended by the Debt Collection Improvement Act of 1996 ("DCIA"), 31 U.S.C. § 3701 *et seq.* If you do not pay this debt within 30 days (or file a written petition to a federal district court - see below), the Commission will transfer the debt to the U.S. Department of the Treasury ("Treasury") for collection. Within 5 days of the transfer to Treasury, Treasury will contact you to request payment. Treasury currently charges a fee of 28% of the civil money penalty amount for its collection services. The fee will be added to the amount of the civil money penalty that you owe. Should Treasury's attempts fail, Treasury will refer the debt to a private collection agency ("PCA"). If the debt remains unpaid, Treasury may recommend that the Commission refer the matter to the Department of Justice for litigation.

Actions which may be taken to enforce recovery of a delinquent debt by Treasury may also include: (1) offset of any payments, which the debtor is due, including tax refunds and salary; (2) referral of the debt to agency counsel for litigation; (3) reporting of the debt to a credit bureau; (4) administrative wage garnishment; and (5) reporting of the debt, if discharged, to the IRS as potential taxable income. In addition, under the provisions of DCIA and other statutes applicable to the FEC, the debtor may be subject to the assessment of other statutory interest, penalties, and administrative costs.

In accordance with the DCIA, at your request, the agency will offer you the opportunity to inspect and copy records relating to the debt, the opportunity for a review of the debt, and the opportunity to enter into a written repayment agreement.

3. If You Choose to Pay the Civil Money Penalty

If you should decide to pay the civil money penalty, follow the payment instructions on page 4 of this letter. You should make payment within thirty (30) days of receipt of this letter.

NOTICE REGARDING PARTIAL PAYMENTS AND SETTLEMENT OFFERS

4. Partial Payments

If you make a payment in an amount less than the civil money penalty, the amount of your partial payment will be credited towards the full civil money penalty that the Commission assessed upon making a final determination.

5. Settlement Offers

Any offer to settle or compromise a debt owed to the Commission, including a payment in an amount less than the civil money penalty assessed or any restrictive endorsements contained on your check or money order or proposed in correspondence transmitted with your check or money order, will be rejected. Acceptance and deposit or cashing of such a restricted payment does not constitute acceptance of the settlement offer. Payments containing restrictive

endorsements will be deposited and treated as a partial payment towards the civil money penalty that the Commission assessed upon making a final determination. All unpaid civil money penalty amounts remaining will be subject to the debt collection procedures set forth in Section 2, above.

The confidentiality provisions at 52 U.S.C. § 30109(a)(12) no longer apply and this matter is now public. Pursuant to 11 C.F.R. §§ 111.42(b) and 111.20(c), the file will be placed on the public record within 30 days from the date of this notification.

If you have any questions regarding the payment of the civil money penalty, please contact Rhiannon Magruder on our toll free number (800) 424-9530 (press 0, then ext. 1660) or (202) 694-1660.

On behalf of the Commission,



Steven T. Walther
Chairman

ADMINISTRATIVE FINE PAYMENT INSTRUCTIONS

In accordance with the schedule of penalties at 11 C.F.R. § 111.43, the civil money penalty is \$1,090 for the 2016 Pre-Primary Report. On September 9, 2016, the Commission received your partial payment of \$550. **The remaining balance is \$540.**

You may remit payment by ACH withdrawal from your bank account, or by debit or credit card through Pay.gov, the federal government's secure portal for online collections. Visit www.fec.gov/af/pay.shtml to be directed to Pay.gov's Administrative Fine Program Payment form.

This penalty may also be paid by check or money order made payable to the Federal Election Commission. It should be sent by mail to:

Federal Election Commission
PO Box 979058
St. Louis, MO 63197-9000

If you choose to send your payment by courier or overnight delivery, please send to:

U.S. Bank - Government Lockbox
FEC #979058
1005 Convention Plaza
Attn: Government Lockbox, SL-MO-C2GL
St. Louis, MO 63101

PAYMENTS BY PERSONAL CHECK

Personal checks will be converted into electronic funds transfers (EFTs). Your account will be electronically debited for the amount on the check, usually within 24 hours, and the debit will appear on your regular statement. We will destroy your original check and keep a copy of it. In case the EFT cannot be processed for technical reasons, you authorize us to process the copy in lieu of the original check. Should the EFT not be completed because of insufficient funds, we may try to make the transfer twice.

PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT

FOR: Annette Teijeiro for Congress

FEC ID#: C00559492

AF#: 3086

PAYMENT AMOUNT DUE: \$540

THIS IS THE END OF ADMINISTRATIVE FINE CASE # 30 86

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